



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
P.O. Box 1450  
ALEXANDRIA, VA 22313-1450  
www.uspto.gov

MAY 31 2005

TOWNSEND AND TOWNSEND AND  
CREW, LLP  
Two Embarcadero Center  
Eighth Floor  
San Francisco, CA 94111-3834

In re Application of  
Mark Thompson  
Application No. 09/965,667  
Filed: September 26, 2001  
For: SYSTEMS AND METHODS TO FACILITATE  
PAYMENT FOR SHIPPED GOODS

**DECISION ON PETITION  
TO WITHDRAW THE  
HOLDING OF ABANDONMENT**

This is a decision on applicants' petition to withdraw the holding of abandonment, filed in the United States Patent and Trademark Office on January 6, 2005, under 37 CFR 1.181.

The petition is **DISMISSED**.

A review of the file record reveals that the application is currently considered by the office to be abandoned. However, no Notice of Abandonment has been mailed. An appeal brief was filed July 7, 2004, but not entered due to a Notice of Appeal not being filed.

The petition indicates that a Notice of Appeal was filed on May 7, 2004. In support thereof, the petitioner includes a copy of the non-received postcard receipt and a statement under 37 CFR 1.8(b)(3) by Nina L. McNeill attesting to the personal knowledge of mailing the response on the date indicated on the Certificate of Mailing.

Any petition to withdraw the holding of abandonment based upon a Certificate of Mailing must provide the following:

- (1) A copy of the original response bearing a signed Certificate of Mailing which includes the date of signing; and
- (2) A statement under 37 CFR 1.8(b)(3) by the person who signed the certificate attesting to the personal knowledge of mailing the response on the date indicated on the Certificate of Mailing (see 37 CFR 1.8 and MPEP 512).

While meeting requirement (2) above, the petition fails under requirement (1) to provide a copy of the original response bearing a signed Certificate of Mailing which includes the date of signing.

Any request for reconsideration of this decision must be submitted within **TWO (2) MONTHS** from the mail date of this decision. Extensions of time under 37 CFR 1.136(b) are permitted. The reconsideration request should include a cover letter entitled "Renewed Petition to Withdraw the Holding of Abandonment Under 37 CFR 1.181."



---

Steven N. Meyers  
Special Programs Examiner  
Patent Technology Center 3600  
(571) 272-6611

SNM/jwk: 5/24/05